

# FEDERAL REGISTER

THE NATIONAL ARCHIVES  
OF THE UNITED STATES  
1934

VOLUME 4      NUMBER 115

Washington, Thursday, June 15, 1939

## The President

### EXECUTIVE ORDER

#### ESTABLISHING THE ARDOCH LAKE MIGRATORY WATERFOWL REFUGE

##### NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 2,980 acres, more or less, in Walsh County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### Fifth Principal Meridian

T. 155 N., R. 52 W.,  
sec. 9, lot 1, NE $\frac{1}{4}$ , SW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
sec. 10, lots 1 and 2, NW $\frac{1}{4}$ , and N $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
sec. 15, lots 1 to 4, inclusive, and W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
sec. 16, lots 1 to 4, inclusive, NE $\frac{1}{4}$ NW $\frac{1}{4}$ , and W $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
sec. 21, E $\frac{1}{2}$ ;  
sec. 22, all fractional;  
sec. 27, N $\frac{1}{2}$ ;  
and lands and lands under water within the meander line of the lake in secs. 9, 10, 15, 16, 21, and 22.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Ardoch Lake Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
June 12 1939

[No. 8147]

[F. R. Doc. 39-2051; Filed, June 13, 1939; 3:33 p. m.]

### EXECUTIVE ORDER

#### ESTABLISHING THE BRUMBA MIGRATORY WATERFOWL REFUGE

##### NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands owned or controlled by the United States within the following-described area, comprising 1,977.48 acres, more or less, in Towner County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### Fifth Principal Meridian

T. 161 N., R. 66 W.,  
sec. 19, lots 1 to 4, inclusive, E $\frac{1}{2}$ W $\frac{1}{2}$ , and SE $\frac{1}{4}$ ;  
sec. 29, W $\frac{1}{2}$ ;  
sec. 30, all;  
sec. 31, lot 1, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
sec. 32, NW $\frac{1}{4}$ .

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Brumba Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
June 12 1939

[No. 8148]

[F. R. Doc. 39-2052; Filed, June 13, 1939; 3:33 p. m.]

### EXECUTIVE ORDER

#### ESTABLISHING THE COTTONWOOD LAKE MIGRATORY WATERFOWL REFUGE

##### NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands and waters owned or controlled by the United States within the following-

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# FEDERAL REGISTER

Published by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. L. 500), under regulations prescribed by the Administrative Committee, with the approval of the President.

The Administrative Committee consists of the Archivist or Acting Archivist, an officer of the Department of Justice designated by the Attorney General, and the Public Printer or Acting Public Printer.

The daily issue of the **FEDERAL REGISTER** will be furnished by mail to subscribers, free of postage, for \$1 per month or \$10 per year; single copies 10 cents each; payable in advance. Remit by money order payable to Superintendent of Documents, Government Printing Office, Washington, D. C.

Correspondence concerning the publication of the **FEDERAL REGISTER** should be addressed to the Director, Division of the Federal Register, The National Archives, Washington, D. C.

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described area, comprising 1,013 acres, more or less, in McHenry County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

### Fifth Principal Meridian

T. 151 N., R. 78 W.,  
sec. 21, lot 2, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
sec. 28, all fractional;  
sec. 33, N $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
and lands and lands under water within the meander line of the lake in secs. 20, 21, 28, and 29.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Cottonwood Lake Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

June 12th 1939

[No. 8149]

[F. R. Doc. 39-2053; Filed, June 13, 1939; 3:33 p. m.]

## EXECUTIVE ORDER

### ESTABLISHING THE HIDDENWOOD LAKE MIGRATORY WATERFOWL REFUGE

#### NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 568 acres, more or less, in McLean and Ward Counties, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

### Fifth Principal Meridian

T. 150 N., R. 87 W.,  
sec. 3, lots 3, 4, and 5, and S $\frac{1}{2}$ NW $\frac{1}{4}$ , and lands and lands under water within the meander line of the lake;  
sec. 4, lots 1 and 2, and S $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
T. 151 N., R. 87 W.,  
sec. 33, lots 3 and 6;  
sec. 34, lots 1, 2, and 3;  
and lands and lands under water within the meander line of the lake in secs. 33 and 34.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Hiddenwood Lake Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

June 12 1939

[No. 8150]

[F. R. Doc. 39-2054; Filed, June 13, 1939; 3:33 p. m.]

## EXECUTIVE ORDER

### ESTABLISHING THE HOBART LAKE MIGRATORY WATERFOWL REFUGE

#### NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the

United States, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 1,840 acres, more or less, in Barnes County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

### Fifth Principal Meridian

T. 140 N., R. 59 W.,  
sec. 28, lots 5 and 6;  
sec. 29, lots 1 to 5, inclusive, W $\frac{1}{2}$ NE $\frac{1}{4}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
sec. 32, all fractional;  
sec. 33, lots 1, 2, and 3;  
and lands and lands under water within the meander line of the lake in secs. 16, 20, 21, 28, 29, 32, and 33.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Hobart Lake Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

June 12th 1939

[No. 8151]

[F. R. Doc. 39-2055; Filed, June 13, 1939; 3:33 p. m.]

## EXECUTIVE ORDER

### ESTABLISHING LAKE ELSIE MIGRATORY WATERFOWL REFUGE

#### NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 635 acres, more or less, in Richland County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

### Fifth Principal Meridian

T. 130 N., R. 50 W.,  
sec. 26, that part of lot 3 lying west of a line running North from the meander point common to lots 3 and 4;  
sec. 27, lots 1 to 4, inclusive, and E $\frac{1}{2}$ W $\frac{1}{2}$ ;  
sec. 34, NW $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
and lands and lands under water within the meander line of the lake in secs. 22, 23, 26, 27, 34, and 35.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.



This reservation shall be known as the Lake Elsie Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
June 12 1939

[No. 8152]

[F. R. Doc. 39-2056; Filed, June 13, 1939;  
3:34 p. m.]

#### EXECUTIVE ORDER

##### ESTABLISHING LAKE GEORGE MIGRATORY WATERFOWL REFUGE

NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, and by the act of June 25, 1910, c. 421, 36 Stat. 847, as amended by the act of August 24, 1912, c. 369, 37 Stat. 497, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 3,113 acres, more or less, in Kidder County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### *Fifth Principal Meridian*

T. 137 N., R. 70 W.,  
sec. 2, lots 1, 2, and 3, S $\frac{1}{2}$ NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  NW $\frac{1}{4}$ ;  
and lands and lands under water within the meander line of the lake in secs. 2 and 3;  
T. 138 N., R. 70 W.,  
sec. 22, lots 3, 4, and 5, and N $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
sec. 23, all fractional;  
sec. 34, lots 4 to 8, inclusive, and W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
sec. 35, all fractional;  
and lands and lands under water within the meander line of the lakes in secs. 21, 22, 23, 26, 27, 28, 34, and 35.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

Executive Order No. 6910 of November 26, 1934, as amended, withdrawing lands in North Dakota and other states for classification, etc., is hereby revoked in so far as it affects any of the above-described lands.

This reservation shall be known as the Lake George Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
June 12th, 1939.

[No. 8153]

[F. R. Doc. 39-2057; Filed, June 13, 1939;  
3:34 p. m.]

#### EXECUTIVE ORDER

##### ESTABLISHING LAKE ILO MIGRATORY WATERFOWL REFUGE

NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands owned or controlled by the United States within the following-described area, comprising 3,064.51 acres, more or less, in Dunn County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### *Fifth Principal Meridian*

T. 144 N., R. 94 W.,  
sec. 6, fractional N $\frac{1}{2}$ ;  
T. 145 N., R. 94 W.,  
sec. 20, SE $\frac{1}{4}$ ;  
sec. 27, S $\frac{1}{2}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ ;  
sec. 28, NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$ ;  
sec. 29, all;  
sec. 32, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
sec. 33, all;  
sec. 34, S $\frac{1}{2}$ SW $\frac{1}{4}$ .

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Lake Ilo Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
June 12th 1939

[No. 8154]

[F. R. Doc. 39-2058; Filed, June 13, 1939;  
3:34 p. m.]

#### EXECUTIVE ORDER

##### ESTABLISHING THE LAKE NETTIE MIGRATORY WATERFOWL REFUGE

NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 1,800 acres, more or less, in McLean County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### *Fifth Principal Meridian*

T. 148 N., R. 81 W.,  
sec. 16, all;  
sec. 20, lots 6 and 10;  
sec. 21, lots 1, 2, and 3, NW $\frac{1}{4}$ , and W $\frac{1}{2}$  SE $\frac{1}{4}$ ;

T. 148 N., R. 81 W.—Con.  
sec. 28, lots 1 to 4, inclusive, and S $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
sec. 29, lots 4 to 7, inclusive, and SW $\frac{1}{4}$  SE $\frac{1}{4}$ ;  
and lands and lands under water within the meander line of the lake in secs. 20, 21, 28, and 29.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Lake Nettie Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
June 12th 1939

[No. 8155]

[F. R. Doc. 39-2059; Filed, June 13, 1939;  
3:34 p. m.]

#### EXECUTIVE ORDER

##### ESTABLISHING LAKE PATRICIA MIGRATORY WATERFOWL REFUGE

NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands owned or controlled by the United States within the following-described area, comprising 1,434.23 acres, more or less, in Morton County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### *Fifth Principal Meridian*

T. 135 N., R. 83 W.,  
sec. 30, lots 3 and 4, and E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
T. 135 N., R. 84 W.,  
sec. 25, S $\frac{1}{2}$ ;  
sec. 26, SE $\frac{1}{4}$ ;  
sec. 35, NE $\frac{1}{4}$ ;  
sec. 36, all.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Lake Patricia Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
June 12th 1939

[No. 8156]

[F. R. Doc. 39-2060; Filed, June 13, 1939;  
3:34 p. m.]



## EXECUTIVE ORDER

## ESTABLISHING THE LAKE SUSIE MIGRATORY WATERFOWL REFUGE

## NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands owned or controlled by the United States within the following-described area, comprising 480.00 acres, more or less, in McLean County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

*Fifth Principal Meridian*

T. 150 N., R. 88 W.,  
sec. 16, W $\frac{1}{4}$ ;  
sec. 17, SE $\frac{1}{4}$ .

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Lake Susie Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

June 12th 1939

[No. 8157]

[F. R. Doc. 39-2061; Filed, June 13, 1939;  
3:34 p. m.]

## EXECUTIVE ORDER

## ESTABLISHING THE LAKE ZAHL MIGRATORY WATERFOWL REFUGE

## NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, and by the act of June 25, 1910, c. 421, 36 Stat. 847, as amended by the act of August 24, 1912, c. 369, 37 Stat. 497, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 3,818 acres, more or less, in Williams County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

*Fifth Principal Meridian*

T. 159 N., R. 100 W.,  
sec. 17, S $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
sec. 18, SE $\frac{1}{4}$ SW $\frac{1}{4}$  and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
secs. 19 and 20, all;  
sec. 29, W $\frac{1}{2}$ NE $\frac{1}{4}$  and NW $\frac{1}{4}$ ;  
sec. 30, lots 1 to 4, inclusive, NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
sec. 31, lots 1 to 4, inclusive, and E $\frac{1}{2}$ W $\frac{1}{2}$ ;  
and lands and lands under water within the meander line of the lake in secs. 19 and 30;

T. 158 N., R. 101 W.,  
sec. 1, lots 1 to 4, inclusive, and S $\frac{1}{2}$ NW $\frac{1}{4}$ ;

T. 159 N., R. 101 W.,  
sec. 25, lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , and S $\frac{1}{2}$ ;  
sec. 36, all;  
and lands and lands under water within the meander line of the lake in secs. 24 and 25.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

Executive Order No. 6910 of November 26, 1934, as amended, withdrawing lands in North Dakota and other states for classification, etc., is hereby revoked in so far as it affects any of the above-described lands.

This reservation shall be known as the Lake Zahl Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

June 12th, 1939.

[No. 8158]

[F. R. Doc. 39-2062; Filed, June 13, 1939;  
3:35 p. m.]

## EXECUTIVE ORDER

## ESTABLISHING LAMBS LAKE MIGRATORY WATERFOWL REFUGE

## NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands owned or controlled by the United States within the following-described area, comprising 1,318.00 acres, more or less, in Nelson County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

*Fifth Principal Meridian*

T. 151 N., R. 58 W.,  
sec. 4, lots 2, 3, and 4, and S $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
sec. 5, lots 1 and 2, and S $\frac{1}{2}$ NE $\frac{1}{4}$ ;  
T. 152 N., R. 58 W.,  
sec. 32, SE $\frac{1}{4}$ ;  
sec. 33, NE $\frac{1}{4}$  and S $\frac{1}{2}$ ;  
sec. 34, W $\frac{1}{2}$ .

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Lambs Lake Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

June 12th 1939

[No. 8159]

[F. R. Doc. 39-2063; Filed, June 13, 1939;  
3:35 p. m.]

## EXECUTIVE ORDER

## ESTABLISHING LEGION LAKE MIGRATORY WATERFOWL REFUGE

## NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands owned or controlled by the United States within the following-described area, comprising 1,037.72 acres, more or less, in Mountrail County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

*Fifth Principal Meridian*

T. 151 N., R. 91 W.,  
sec. 19, all;  
sec. 30, lots 1 and 2, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , and NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
T. 151 N., R. 92 W.,  
sec. 25, E $\frac{1}{2}$ NE $\frac{1}{4}$ .

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Legion Lake Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,

June 12th 1939

[No. 8160]

[F. R. Doc. 39-2064; Filed, June 13, 1939;  
3:35 p. m.]

## EXECUTIVE ORDER

## ENLARGING THE LONG LAKE MIGRATORY BIRD REFUGE

## NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that the following-described lands and waters, comprising 11,135 acres, more or less, owned or controlled by the United States, in Burleigh and Kidder Counties, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, as an addition to the Long Lake Migratory Bird Refuge, part of which was acquired under authority of the Migratory Bird Conservation Act of February 18, 1929 (45 Stat. 1222), and which was enlarged by Executive Orders No. 5808 of February 25, 1932, and No. 5914 of August 26, 1932: *Provided*, That any private lands within the area described shall become a part of the refuge upon the acquisition of title thereto or control thereof by the United States.

*Fifth Principal Meridian*

T. 138 N., R. 74 W.,  
all lands and lands under water within the meander line of Long Lake.



T. 137 N., R. 75 W.,  
sec. 18, lots 4 to 8, inclusive, SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
E $\frac{1}{2}$ SW $\frac{1}{4}$ , and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
sec. 20, NW $\frac{1}{4}$  and NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
sec. 30, lots 1 and 2 and E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
and all lands and lands under water  
within the meander line of Long Lake.  
T. 138 N., R. 75 W.,  
sec. 36, all.  
T. 137 N., R. 76 W.,  
sec. 15, SW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
sec. 16, all;  
sec. 17, E $\frac{1}{2}$ E $\frac{1}{2}$ ;  
sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , and  
N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
sec. 23, S $\frac{1}{2}$ NE $\frac{1}{4}$  and NW $\frac{1}{4}$ ;  
sec. 24, SW $\frac{1}{4}$ ;  
sec. 25, N $\frac{1}{2}$ N $\frac{1}{2}$ .

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of this refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,  
June 12, 1939.

[No. 8161]

[F. R. Doc. 39-2050; Filed, June 13, 1939;  
3:35 p. m.]

#### EXECUTIVE ORDER

ESTABLISHING THE MAPLE RIVER MIGRATORY WATERFOWL REFUGE  
NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands owned or controlled by the United States within the following-described area, comprising 1,120.00 acres, more or less, in Dickey County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### *Fifth Principal Meridian*

T. 130 N., R. 62 W.,  
sec. 12, SW $\frac{1}{4}$ ;  
sec. 13, W $\frac{1}{2}$ ;  
sec. 14, SW $\frac{1}{4}$ ;  
sec. 23, N $\frac{1}{2}$ ;  
sec. 24, NW $\frac{1}{4}$ .

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Maple River Migratory Waterfowl Refuge.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,  
June 12th 1939.

[No. 8162]

[F. R. Doc. 39-2065; Filed, June 13, 1939;  
3:35 p. m.]

#### EXECUTIVE ORDER

ESTABLISHING PIONEER LAKE MIGRATORY WATERFOWL REFUGE  
NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands owned or controlled by the United States within the following-described area, comprising 640.00 acres, more or less, in Walsh County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### *Fifth Principal Meridian*

T. 155 N., R. 58 W., sec. 21, all.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Pioneer Lake Migratory Waterfowl Refuge.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,  
June 12th 1939

[No. 8163]

[F. R. Doc. 39-2066; Filed, June 13, 1939;  
3:35 p. m.]

#### EXECUTIVE ORDER

ESTABLISHING THE PLEASANT LAKE MIGRATORY WATERFOWL REFUGE  
NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising approximately 1,020 acres, in Benson County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### *Fifth Principal Meridian*

T. 156 N., R. 71 W.,  
sec. 4, lots 13 and 14, and N $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
sec. 5, lots 13 and 14, and N $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
sec. 8, lots 1 to 4, inclusive;  
sec. 9, lot 4;  
sec. 16, lot 1;  
sec. 17, lots 1 and 2;  
and lands and lands under water within the meander line of the lake in secs. 4, 5, 8, 9, 16, and 17.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the ref-

uge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture. This reservation shall be known as the Pleasant Lake Migratory Waterfowl Refuge.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,  
June 12th 1939

[No. 8164]

[F. R. Doc. 39-2067; Filed, June 13, 1939;  
3:35 p. m.]

#### EXECUTIVE ORDER

ESTABLISHING ROCK LAKE MIGRATORY WATERFOWL REFUGE  
NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 5,587 acres, more or less, in Towner County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

##### *Fifth Principal Meridian*

T. 161 N., R. 66 W.,  
sec. 5, lots 3 and 4, and S $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
sec. 6, all;  
sec. 7, lots 1 to 4, inclusive, S $\frac{1}{2}$ NE $\frac{1}{4}$ ,  
E $\frac{1}{2}$ W $\frac{1}{2}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
sec. 18, lots 1 to 4, inclusive, NE $\frac{1}{4}$ , and  
E $\frac{1}{2}$ W $\frac{1}{2}$ ;  
T. 162 N., R. 66 W.,  
sec. 7, lots 1, 2, and 3, E $\frac{1}{2}$ NW $\frac{1}{4}$ , and  
NE $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
sec. 27, E $\frac{1}{2}$ NW $\frac{1}{4}$ ;  
sec. 28, all;  
sec. 29, SE $\frac{1}{4}$ ;  
sec. 30, lots 2, 3, and 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
E $\frac{1}{2}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
sec. 31, E $\frac{1}{2}$ ;  
sec. 32, all;  
sec. 33, N $\frac{1}{2}$ ;  
T. 161 N., R. 67 W.,  
sec. 1, SE $\frac{1}{4}$ ;  
T. 162 N., R. 67 W.,  
sec. 11, E $\frac{1}{2}$ ;  
sec. 12, lot 1;  
sec. 24, SW $\frac{1}{4}$ ;  
sec. 25, W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , and  
SE $\frac{1}{4}$ ;  
sec. 36, NW $\frac{1}{4}$ .

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Rock Lake Migratory Waterfowl Refuge.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,  
June 12th 1939

[No. 8165]

[F. R. Doc. 39-2068; Filed, June 13, 1939;  
3:35 p. m.]



## EXECUTIVE ORDER

ESTABLISHING SHELL LAKE MIGRATORY  
WATERFOWL REFUGE

## NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 1,678 acres, more or less, in Mountrail County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

## Fifth Principal Meridian

- T. 154 N., R. 89 W.,  
sec. 3, all;  
sec. 4, E $\frac{1}{2}$ SW $\frac{1}{4}$  and SE $\frac{1}{4}$ ;  
sec. 9, lots 1 and 2;  
sec. 10, lots 1 to 4, inclusive, S $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;  
and lands and lands under water within  
the meander line of the lake in secs. 3,  
9, and 10;  
T. 155 N., R. 89 W.,  
sec. 34, lots 2, 3, and lands and lands  
under water within the meander line  
of the lake;  
sec. 35, N $\frac{1}{2}$ NW $\frac{1}{4}$  and SW $\frac{1}{4}$ SW $\frac{1}{4}$ .

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Shell Lake Migratory Waterfowl Refuge.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,  
June 12th 1939

[No. 8166]

[F. R. Doc. 39-2069; Filed, June 13, 1939;  
3:36 p. m.]

## EXECUTIVE ORDER

ESTABLISHING THE SIBLEY LAKE MIGRATORY  
WATERFOWL REFUGE

## NORTH DAKOTA

By virtue of and pursuant to the authority vested in me as President of the United States, it is ordered that all lands and waters owned or controlled by the United States within the following-described area, comprising 1,077 acres, more or less, in Griggs County, North Dakota, be, and they are hereby, reserved and set apart, subject to valid rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife:

## Fifth Principal Meridian

- T. 147 N., R. 60 W.,  
sec. 20, SW $\frac{1}{4}$ ;  
sec. 29, lots 1 to 6, inclusive;  
sec. 30, lots 6 and 7;  
sec. 31, lots 5 and 6;  
sec. 32, lot 1;  
and lands and lands under water within  
the meander line of the lake in secs.  
29, 30, 31, and 32.

It is unlawful for any person to pursue, hunt, trap, capture, willfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of the refuge, or to enter thereon, except under such rules and regulations as may be prescribed by the Secretary of Agriculture.

This reservation shall be known as the Sibley Lake Migratory Waterfowl Refuge.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,  
June 12th 1939

[No. 8167]

[F. R. Doc. 39-2070; Filed, June 13, 1939;  
3:36 p. m.]

## Rules, Regulations, Orders

TITLE 9—ANIMALS AND ANIMAL  
PRODUCTS

## BUREAU OF ANIMAL INDUSTRY

[Amendment 32 to Declaration No. 12<sup>1</sup>]DECLARING NAMES OF COUNTIES PLACED IN  
MODIFIED TUBERCULOSIS-FREE ACCRED-  
ITED AREAS

JUNE 1, 1939.

In accordance with Section 2 of Regulation 7 of BAI Order 309, as amended effective September 10, 1936,<sup>2</sup> the following named counties, having completed the necessary retests for reaccreditation, are hereby continued in the status of "Modified Accredited Areas" until the date given opposite each county named.

Arkansas:	
Izard	June 1, 1942
Sharp	June 1, 1942
Colorado:	
Logan	June 1, 1942
Phillips	June 1, 1942
Sedgwick	June 1, 1942
Delaware: Sussex	June 1, 1942
Georgia:	
Cobb	June 1, 1942
Douglas	June 1, 1942
Hancock	June 1, 1942
Lumpkin	June 1, 1942
Taliaferro	June 1, 1942
Illinois:	
De Kalb	June 1, 1942
Kane	June 1, 1942
Indiana: Kosciusko	June 1, 1942
Kentucky:	
Marion	June 1, 1942
Mercer	June 1, 1942
Monroe	June 1, 1942
Morgan	June 1, 1942
Michigan:	
Eaton	June 1, 1942
Sanilac	June 1, 1942
Washtenaw	June 1, 1942
Minnesota:	
Roseau	June 1, 1942
Sherburne	June 1, 1945
Wright	June 1, 1945
Mississippi:	
Lamar	June 1, 1942
Leflore	June 1, 1942
Missouri:	
Clay	June 1, 1942
Clinton	June 1, 1942
Harrison	June 1, 1942
Henry	June 1, 1942
St. Clair	June 1, 1942
Montana:	
Deer Lodge	June 1, 1942
Granite	June 1, 1942
Liberty	June 1, 1942
Ravalli	June 1, 1942
Sheridan	June 1, 1942
Toole	June 1, 1942
Nebraska:	
Antelope	June 1, 1942
Boone	June 1, 1942
Boyd	June 1, 1942
Colfax	June 1, 1942
Cuming	June 1, 1942
Dakota	June 1, 1942
Franklin	June 1, 1942
Harlan	June 1, 1942
Rock	June 1, 1942
Valley	June 1, 1942
New Hampshire:	
Cheshire	June 1, 1942
Grafton	June 1, 1942
Strafford	June 1, 1942
New Jersey:	
Gloucester	June 1, 1941
Hudson	June 1, 1941
Morris	June 1, 1941
Union	June 1, 1941
New Mexico:	
Colfax	June 1, 1942
Harding	June 1, 1942
McKinley	June 1, 1942
North Carolina:	
Camden	June 1, 1942
Currituck	June 1, 1942
Dare	June 1, 1942
Pasquotank	June 1, 1942
Ohio:	
Ashland	June 1, 1942
Defiance	June 1, 1942
Fulton	June 1, 1942
Montgomery	June 1, 1942
South Carolina:	
Clarendon	June 1, 1942
York	June 1, 1942
Tennessee:	
Bledsoe	June 1, 1942
Meigs	June 1, 1942
Polk	June 1, 1942
Rhea	June 1, 1942
Texas:	
Goliad	June 1, 1942
Kenedy	June 1, 1942
Sabine	June 1, 1942
Travis	June 1, 1942
Utah: Iron	June 1, 1942
Virginia:	
Bath	June 1, 1942
Essex	June 1, 1942
Powhatan	June 1, 1942
West Virginia:	
Harrison	June 1, 1942
Mineral	June 1, 1942
Wisconsin:	
Brown	June 1, 1942
Walworth	June 1, 1942
Columbia	June 1, 1945
Dodge	June 1, 1945
Jackson	June 1, 1945
La Crosse	June 1, 1945

Declaration No. 12, dated October 1, 1936, as amended,<sup>3</sup> is hereby further amended accordingly.

[SEAL]

J. R. MOHLER,  
Chief of Bureau.[F. R. Doc. 39-2071; Filed, June 13, 1939;  
3:45 p. m.]<sup>1</sup>Supplements footnote to 9 CFR 77.3.<sup>2</sup>1 F.R. 1333.<sup>3</sup>4 F.R. 2027 DI.

1358



[Amendment 1 to BAI Order 370]<sup>1</sup>

**SUBCHAPTER D—EXPORTATION AND IMPORTATION OF ANIMALS AND ANIMAL PRODUCTS**

**PART 94—RINDERPEST AND FOOT-AND-MOUTH DISEASE; PROHIBITED AND RESTRICTED IMPORTATIONS**

§ 94.1 *Existence of rinderpest or foot-and-mouth disease; importations prohibited*—(a) *Domestic ruminants and swine and fresh meats derived therefrom.* Under authority conferred upon the Secretary of Agriculture by Section 306 of the Tariff Act of 1930, the order to prevent the introduction into the United States of rinderpest or foot-and-mouth disease (BAI Order 370),<sup>2</sup> dated May 31, 1939, and effective June 16, 1939, is hereby amended by adding the name "Great Britain" to the list of countries in Section 94.1 (a) of said order, as I have determined that foot-and-mouth disease now exists in said country of Great Britain and I have so officially notified the Secretary of the Treasury.

The effect of this amendment is to render commodities specified in BAI Order 370, originating in Great Britain, subject to the provisions of said BAI Order 370.

This amendment, which for purpose of identification is designated Amendment 1 to BAI Order 370, (9 CFR 94.1 (a)), shall be effective on and after June 16, 1939. (Sec. 306, 46 Stat., 689, Sec. 2, 32 Stat. 792, 45 Stat. 59; 19 U.S.C. 1306 (a), (b), and (c), 21 U.S.C. 111) [BAI Order 370, Section 94.1, paragraph (a), as amended by Amendment 1, June 13, 1939]

Done at Washington this 13th day of June 1939. Witness my hand and the seal of the Department of Agriculture.

[SEAL] H. A. WALLACE,  
Secretary of Agriculture.

[F. R. Doc. 39-2080; Filed, June 14, 1939; 12:50 p. m.]

**TITLE 14—CIVIL AVIATION**

**CIVIL AERONAUTICS AUTHORITY**

[Amendment 14 of Civil Air Regulations]

**ESTABLISHING NEW OIL CAPACITY REQUIREMENT FOR ENGINES OF SINGLE ENGINE AIRCRAFT**

At a session of the Civil Aeronautics Authority held at its office in Washington, D. C., on the 13th day of June 1939.

Acting pursuant to the authority vested in it by the Civil Aeronautics Act of 1938, particularly sections 205 (a) and 601 (a) of said Act, and finding that its action is desirable in the public interest and is necessary to carry out the provisions of, and to exercise and perform its powers and duties under said Act, the Civil Aeronautics Authority hereby

amends the Civil Air Regulations as follows:

1. Section 04.630 of Part 04 of the Civil Air Regulations is amended so that the same will read as follows:

"04.630 *General.* Each engine shall have an independent oil supply. The oil capacity of the system shall be at least 1 gallon for every twenty gallons of fuel but shall not be less than 1 gallon for each 75 maximum (except take-off) rated horsepower of the engine or engines. A special ruling concerning the capacity will be made by the Authority when oil may be transferred between engines in flight or when a suitable reserve is provided. The suitability of the lubrication system shall be demonstrated in flight tests in which engine temperature measurements are obtained. The system shall provide the engine with an ample quantity of oil at a temperature suitable for satisfactory engine operation."

By the Authority.

[SEAL] PAUL J. FRIZZELL,  
Secretary.

[F. R. Doc. 39-2078; Filed, June 14, 1939; 12:42 p. m.]

[Amendment 15 of Civil Air Regulations]  
**DESIGNATING A NEW CONTROL AIRPORT**

At a session of the Civil Aeronautics Authority held at its office in Washington, D. C., on the 13th day of June 1939.

Acting pursuant to the authority vested in it by the Civil Aeronautics Act of 1938, particularly sections 205 (a) and 601 (a) of said Act, and finding that its action is desirable in the public interest and is necessary to carry out the provisions of, and to exercise and perform its powers and duties under said Act, the Civil Aeronautics Authority hereby amends the Civil Air Regulations as follows:

Section 60.21 of the Civil Air Regulations is hereby amended by inserting the words "New York, N. Y. ----- New York Municipal Airport," immediately following the words "New York, N. Y. ----- Floyd Bennett Field."

By the Authority.

[SEAL] PAUL J. FRIZZELL,  
Secretary.

[F. R. Doc. 39-2079; Filed, June 14, 1939; 12:43 p. m.]

**TITLE 19—CUSTOMS DUTIES**

**BUREAU OF CUSTOMS**

[T. D. 49883]

**CUSTOMS REGULATIONS AMENDED—UNCLAIMED MERCHANDISE**

**APPLICATION TO THE COLLECTOR OF CUSTOMS FOR SURPLUS OF PROCEEDS OF SALE<sup>1</sup>**

*To Collectors of Customs and Others Concerned:*

Paragraph (b) of article 1023<sup>2</sup> of the Customs Regulations of 1937 (Sec. 18.15

(a)) is hereby amended to read as follows:

(b) (Sec. 18.15 (a)) If the surplus proceeds of sale have been covered into the Treasury, application therefor must be made by the claimant to the collector of customs, for submission to the Bureau for review. Either the necessary authority for the collector of customs to effect the refund will be granted, or, if a doubtful question of law or fact is involved, the claim will be submitted to the General Accounting Office for direct settlement. (Secs. 493, 624, 46 Stat. 727, 759; 19 U.S.C., 1493, 1624.)

[SEAL] JAMES H. MOYLE,  
Commissioner of Customs.

Approved June 7, 1939.

STEPHEN B. GIBBONS,  
Acting Secretary of the Treasury.

[F. R. Doc. 39-2072; Filed, June 13, 1939; 3:53 p. m.]

**TITLE 47—TELECOMMUNICATION**

**FEDERAL COMMUNICATIONS COMMISSION**

**CHAPTER V—RULES AND REGULATIONS GOVERNING EXPERIMENTAL SERVICES**

**PART 51—IN GENERAL**

The Commission amended Sec. 51.22<sup>1</sup> by deleting the word "April" and inserting in lieu thereof the word "October."

(Sec. 4, 44 Stat. 1163; 47 U.S.C. 84 (f), rules promulgated thereunder continued in effect by Sec. 604, 48 Stat. 1103; 47 U.S.C. 604) [Amended by the FCC on June 13, 1939, to become effective immediately]

By the Commission.

[SEAL] T. J. SLOWIE,  
Secretary.

[F. R. Doc. 39-2076; Filed, June 14, 1939; 11:27 a. m.]

**Notices**

**CIVIL AERONAUTICS AUTHORITY.**

[Docket No. 38-401 (E)-1]

**PAN AMERICAN GRACE AIRWAYS, INC.**

Application for a permanent certificate of public convenience and necessity under section 401 (e) (1) of the Civil Aeronautics Act of 1938, to engage in scheduled air transportation in the carriage of passengers, property and mail over the route between Cristobal (Canal Zone) and Buenos Aires (Argentina), with intermediate stops in Colombia, Ecuador and Peru and thence (a) with intermediate stops in Chile and Argentina with connecting service between Chile and Bolivia and (b) with intermediate stops in Bolivia (or in Chile and Bolivia) and Argentina.

<sup>1</sup>Amending 9 CFR 94.1 (a).  
<sup>2</sup>4 F.R. 2206 DI.

<sup>1</sup>This document affects 19 CFR 18.15.  
<sup>2</sup>2 F.R. 1670.

<sup>1</sup>4 F.R. 2247 DI.



## NOTICE OF POSTPONEMENT OF HEARING

JUNE 13, 1939.

Public hearing in the above-entitled proceeding now assigned for June 14, 1939,<sup>1</sup> at the offices of the Civil Aeronautics Authority, Washington, D. C., before Examiner F. A. Law, Jr., is hereby postponed to a date to be set upon further notice.

F. A. Law, Jr.,  
Examiner.

[F. R. Doc. 39-2077; Filed, June 14, 1939;  
12:42 p. m.]

## FEDERAL TRADE COMMISSION.

*United States of America—Before  
Federal Trade Commission*

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 13th day of June, A. D. 1939.

Commissioners: Robert E. Freer, Chairman; Garland S. Ferguson, Charles H. March, Ewin L. Davis, William A. Ayres.

[Docket No. 3196]

IN THE MATTER OF DANIEL A. BRENNAN,  
AND ACCO PRODUCTS, INC.

ORDER APPOINTING EXAMINER AND FIXING  
TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U.S.C.A., Section 41),

*It is ordered*, That Charles F. Diggs, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered*, That the taking of testimony in this proceeding begin on Friday, June 23, 1939, at nine o'clock in the forenoon of that day (eastern standard time) in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 39-2073; Filed, June 14, 1939;  
10:37 a. m.]

*United States of America—Before  
Federal Trade Commission*

At a regular session of the Federal Trade Commission, held at its office in

<sup>1</sup> 4 F. R. 1987 DL

the City of Washington, D. C., on the 12th day of June, A. D. 1939.

Commissioners: Robert E. Freer, Chairman; Garland S. Ferguson, Charles H. March, Ewin L. Davis, William A. Ayres.

[Docket No. 3765]

IN THE MATTER OF JAKE FELT, TRADING AS  
THE FRUIT AND PRODUCE EXCHANGE, M. E.  
CARTER AND COMPANY, A CORPORATION,  
MILTON K. ALTSCHUL, INC., A CORPORATION,  
SAN PAT VEGETABLE COMPANY, A CORPORATION,  
A. O. KOLBERG, A CORPORATION,  
ALBERT MILLER AND COMPANY,  
A CORPORATION, AND CHASE AND COMPANY,  
A CORPORATION

ORDER APPOINTING EXAMINER AND FIXING  
TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under Acts of Congress (38 Stat. 717; 15 U.S.C.A., Section 41), and (49 Stat. 1526, U.S.C.A., Section 13, as amended),

*It is ordered*, That Charles E. O'Connor, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered*, That the taking of testimony in this proceeding begin on Saturday, June 17, 1939, at ten o'clock in the forenoon of that day (central standard time) in Grand Jury Room 339, Federal Building, Memphis, Tennessee.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 39-2074; Filed, June 14, 1939;  
10:37 a. m.]

## SECURITIES AND EXCHANGE COMMISSION.

*United States of America—Before the  
Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 13th day of June, A. D. 1939.

[File No. 46-150]

IN THE MATTER OF TRUSTEES UNDER PENSION TRUST AGREEMENT, GENERAL UTILITY INVESTORS CORPORATION, AND ASSOCIATED POWER CORPORATION

## NOTICE OF AND ORDER FOR HEARING

Applications pursuant to section 10 (a) (1), 12 (d) and Rule U-12F-1 of

the Public Utility Holding Company Act of 1935, having been duly filed with this Commission by the above-named parties; It appearing that the hearings on such applications should be joined and consolidated;

*It is ordered*, That a hearing on such matter be held on June 20th, 1939, at 10:00 o'clock in the forenoon of that day, at the Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C. On such day the hearing-room clerk in room 1102 will advise as to the room where such hearing will be held. At such hearing, if in respect of any declaration, cause shall be shown why such declaration shall become effective.

*It is further ordered*, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said Act and to a trial examiner under the Commission's Rules of Practice to continue or postpone said hearing from time to time.

Notice of such hearing is hereby given to such declarant or applicant and to any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before June 15th, 1939.

The matter concerned herewith is in regard to applications filed by General Utility Investors Corporation, Associated Power Corporation, and Trustees Under Pension Trust Agreement, the former two corporations each being subsidiaries of NY PA NJ Utilities Company, a registered holding company and the latter entity being a subsidiary of Associated Gas and Electric Company, a registered holding company.

Trustees Under Pension Trust Agreement proposes to sell and Associated Power Corporation proposes to buy 2,500 shares of 5% Cumulative Preferred Stock of New York State Electric & Gas Corporation.

General Utility Investors Corporation and Associated Power Corporation proposes to surrender presently held 5% Cumulative Preferred Stock of New York State Electric & Gas Corporation, an affiliate company, in exchange for 5½% Cumulative Preferred Stock to be created by a reclassification of present capital stock of New York State Electric & Gas Corporation which will eliminate the 5% Cumulative Preferred Stock.

It is stated that General Utility Investors Corporation will surrender 13,916 shares of 5% Cumulative Preferred Stock of New York State Electric & Gas Corporation for 12,651 shares of 5½%



Cumulative Preferred Stock of same issuer, and Associated Power Corporation after acquiring the 2,500 shares from Trustees Under Pension Trust Agreement will surrender 19,880 shares of 5% Cumulative Preferred Stock for 18,073 shares of 5½% Cumulative Preferred Stock of New York State Electric & Gas Corporation.

These applications are to be heard together with the application on the part of New York State Electric & Gas Corporation to issue and sell \$13,000,000 principal amount of its First Mortgage Bonds and \$6,000,000 in principal amount of 5½% Cumulative Preferred Stock; which application is now pending before this Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR,  
Secretary.

[F. R. Doc. 39-2049; Filed, June 13, 1939;  
1:10 p. m.]

*United States of America—Before the  
Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 14th day of June, A. D. 1939.

No. 115—2

[File No. 32-152]

IN THE MATTER OF MILWAUKEE GAS LIGHT  
COMPANY, ET AL.

NOTICE OF AND ORDER FOR HEARING

Applications and declarations pursuant to sections 6 (b); 7; 10; 12 of the Public Utility Holding Company Act of 1935, having been duly filed with this Commission by the above-named parties;

*It is ordered*, That a hearing on such matter be held on June 29th, 1939, at 10:00 o'clock in the forenoon of that day, at the Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C. On such day the hearing-room clerk in room 1102 will advise as to the room where such hearing will be held. At such hearing, if in respect of any declaration, cause shall be shown why such declaration shall become effective.

*It is further ordered*, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said Act and to a trial examiner under the Commission's Rules of Practice

to continue or postpone said hearing from time to time.

Notice of such hearing is hereby given to such declarant or applicant and to any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before June 24, 1939.

The matter concerned herewith is in regard to the proposed acquisition by Milwaukee Gas Light Company, a subsidiary of American Light and Traction Company, a registered holding company, which in turn is a subsidiary of The United Light and Power Company, also a registered holding company, of the properties of Wauwatosa Gas Company, Lake Shore Gas Company, and Wisconsin Eastern Gas Company. All of said companies, whose assets are to be acquired, are gas utility companies and subsidiary companies of American Light and Traction Company.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR,  
Secretary.

[F. R. Doc. 39-2075; Filed, June 14, 1939;  
10:55 a. m.]



